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10/647,300	08/26/2003	Eunhyung Kim	Q76059	2617

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EXAMINER

LY, CHEYNE D

ART UNIT	PAPER NUMBER
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2168

MAIL DATE	DELIVERY MODE
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12/27/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/647,300

Applicant(s)

KIM ET AL.

Examiner

Cheyne D. Ly

Art Unit

2168

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 16 October 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-22 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-22 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Applicants' arguments filed October 16, 2007 have been fully considered and are deemed to be persuasive. Rejections and/or objections not reiterated from previous office actions are hereby withdrawn. The following rejections and/or objections are newly applied. They constitute the complete set presently being applied to the instant application.
2. Claims 1-22 are examined on the merits.

RESPONSE TO ARGUMENTS

3. On page 9, Applicant argues "Myers fails to any search window that displays media file to be searched." Applicant's argument is not persuasive because Figure 2 of Myers describes media files to be searched as claimed. For example, as cited by Applicant Myers describes When starting from a search using Informedia, the search results will appear in an Informedia search results window (see Figure 2). Informedia identifies clips of video that are relevant to the search term, and shows each clip with a representative frame. If the user makes a new query, then the search results window will be erased and the new results will appear instead. The citation reasonably supports that the files shown in Figure 2 are to be searched again when the user makes a new query.
4. On page 10, Applicant argues the media file management unit is implemented in a single application which is not persuasive because Myers describes the media file management unit is implemented in a single program application (page 109, column 1, lines 14-19, "Silver").
5. On pages 10-11, Applicant's arguments are not persuasive because the argued limitations have been addressed above.

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

7. Claims 1-3, 5, 6, 8-16, and 18-22 are rejected under 35 U.S.C. 102(b) as being anticipated by Myers et al. (2001) (Myers hereafter).

8. In regard to claim 1, Myers discloses a media file management system (page 106, Abstract etc.), comprising:

a control signal input unit that receives at least one control signal transmitted from an input device to control operations of the media file management system (page 1, column 1, section

4. INFORMEDIA, to section 5. TYPES OF PRODUCTIONS, e.g. “Informedia...a searchable multimedia library...the material is processed by Informedia);

a media file management unit that creates a search window that displays media files to be searched (page 109, column 2, section 6.1 Search Results View, e.g. Figure 2) and an edit window that displays a media content file to be edited, when the media file is required to be edited (page 110, columns 1-2, section 6.4 Timeline View, e.g. “the main view used for detailed editing”), and searching and managing the media files through the search window or the edit window in accordance with the at least one control signal (page 111, column 1, lines 1-6, e.g. “Timeline view window perform editing and playback operations”); and

a display driving unit that displays the search window and the edit window together in a single display screen (page 109, column 1, lines 14-19, “nine different screens” in a

single display as exemplified on page 107, Figure 1), wherein the media file management unit is implemented in a single program application (page 109, column 1, lines 14-19, "Silver").

9. In regard to claim 2, Myers discloses a memory unit that stores the media file edited by the media file management unit (page 108, columns 1-2, section 4, INFORMEDIA, e.g. database); and

a display driving unit generates displayable results of the editing of the media file by the media file management unit (page 110, Figures 5 and 6, e.g. Timeline view).

10. In regard to claim 3, Myers discloses an interface unit that accesses media files stored in another information appliance (column 8, lines 16-27, e.g. (page 108, columns 1-2, section 4, INFORMEDIA, and page 109, column 1, last paragraph, "a search using Informedia").

11. In regard to claim 5, Myers discloses the media files are album files containing at least one of image, music or movie files (page 108, columns 1-2, section 4, INFORMEDIA, e.g. multimedia library).

12. In regard to claim 6, Myers discloses wherein the media file management unit comprises: an application driving unit that drives an application configured to manipulate a type of media file selected, and manages the media file through the application (page 113, column 1, section 7.1 Intelligent Selection);

an edit window creation unit that creates the search window (page 110, columns 1-2, section 6.4 Timeline View, e.g. "the main view used for detailed editing") or the edit window (page 110, Figures 5 and 6, e.g. Timeline view); and

a media file search unit that searches for media files stored in at least one of the memory unit

and another information appliance (page 109, column 2, section 6.1 Search Results View, e.g. Figure 2).

13. In regard to claim 8, Myers discloses the media file management unit causes results of the execution of a file edit command for a media file selected in the search window to be displayed in the edit window (page 112, column 2, lines 1-3, e.g. "the user selects a portion of the video on one view in Silver, the equivalent portion is highlighted in all other views" as exemplified in Figure 1).

14. In regard to claim 9, Myers discloses the media file management unit causes results of the execution of a file edit command for a media file selected in the edit window to be displayed in the search window (page 112, column 2, lines 1-3, e.g. "the user selects a portion of the video on one view in Silver, the equivalent portion is highlighted in all other views" as exemplified in Figure 1).

15. In regard to claim 10, Myers discloses the file edit command includes delete command (page 111, column 1, lines 3-4, e.g. delete).

16. In regard to claim 11, Myers discloses the media file management unit is configured to copy the media file selected in the search window into the edit window in response to the Copy command being selected, and is configured to move the media file selected in the search window into the edit window in response to the Move command being selected (page 111, column 1, lines 3-4, e.g. copy and paste wherein paste has been interpreted as "move").

17. In regard to claims 12-16, 18, and 19-22, Myers describes the claimed system for the implementing the claimed method as recited in claims 12-16, 18, and 19 as cited above.

18. In regard to claims 20-22, Myers describes "the Silver editor in Visual Basic...to distribute to our video editor so people can use it" which support that Silver is a computer readable medium.

Claim Rejections - 35 USC § 103

19. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

20. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

21. **Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Myers et al. (2001) (Myers hereafter) as applied to claims 1-3, 5, 6, 8-16, and 18-22 above, and further in view of Chernock et al. (US 6,229,524B1) (Chernock hereafter).**

MOTIVATION TO COMBINE

22. Chernock describes an improvement to well known in the art video editors (column 1, lines 31-33) by providing a simple interface that allows a viewer to navigate a cursor among

current hot spots and make a selection of function associated with one of them (column 2, line 66, to column 3, line 2). While, Myers describes a video editor interface comprising a cursor for user selection (page 111, section 6.5 Preview View, e.g. user moves the cursor through the time line). Therefore, one of ordinary skill in the art at the time of the invention would have been motivated by Chernock to improve the editor of Myers to provide a simple interface that allows a viewer to navigate a cursor.

BASIS FOR PRIOR ART

23. In regard to claim 4, Myers describes the claimed invention except for the limitation of “universal remote control function.” Chernock describes the transmission of video data with the use of universal remote control function (column 4, lines 64-65, e.g. Universal Remote Control). Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to use the method of Myers with the universal remote control device of Chernock to provide a simple interface that allows a viewer to navigate a cursor via a Universal Remote Control.

24. Claims 7 and 17 is rejected under 35 U.S.C. 103(a) as being unpatentable over Myers et al. (2001) (Myers hereafter) as applied to claims 1-3, 5, 6, 8-16, and 18-22 above.

25. In regard to claims 7 and 17, Myers does not explicitly describe paths of the media files are displayed in the edit window or the search window. However, Myers suggest a plan to add support for many other views such as adding WWW links (paths) in all other views might also be useful. Therefore, one of ordinary skill in the art at the time of the invention would have been motivated by Myers to add WWW links (paths) in all other views.

Therefore, it would have been obvious to one of ordinary skill in the art to use the method of Myers with the paths of the media files are displayed in the edit window or the search window.

CONCLUSION

26. THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

27. A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

28.

29. Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance. Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants

of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public.

30. For all other customer support, please call the USPTO Call Center (UCC) at 800-786-9199. The USPTO's official fax number is 571-272-8300.

31. Any inquiry concerning this communication or earlier communications from the examiner should be directed to C. Dune Ly, whose telephone number is (571) 272-0716. The examiner can normally be reached on Monday-Friday from 8 A.M. to 4 P.M.

32. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tim Vo, can be reached on (571) 272-3642.

/Cheyne D Ly/
C. Dune Ly
Primary Examiner
17/12/2007